

Form PTO-1390

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

P29300

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/574,230

INTERNATIONAL APPLICATION NO.  
PCT/EP2005/051898INTERNATIONAL FILING DATE  
27 April 2004PRIORITY DATE CLAIMED  
27 April 2004

## TITLE OF INVENTION

TRANSPARENT COSMETIC MICROEMULSION-BASED FORMULATION CONTAINING AN ALPHA-HYDROXYCARBOXYLIC ACID

## APPLICANT(S) FOR DO/EO/US

Ulrike SCHULZ, Katja WARNKE, Gordon CHRIST, Claudia ROHDE, Khiet Hien DIEC, Linda ENGFELDT, and Heike MIERTSCH

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information.

1. ☐ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (23) indicated below.
4. ☐ The US has been elected (PCT Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).
  - a. ☐ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154 (d) (4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).  
"Executed"
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

## Items 11 to 22 below concern other document(s) or information included:

11. Assignee: BEIERSDORF AG, of Hamburg, Germany
12. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
13. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
14. ☐ A FIRST preliminary amendment.  
☐ A SECOND or SUBSEQUENT preliminary amendment.
15. ☐ An Application Data Sheet under 37 C.F.R. 1.76.
16. ☐ A substitute specification.
17. ☐ A power of attorney and/or change of address letter.
18. ☐ Figure of Drawing to be published:
19. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825.
20. ☐ A second copy of the published international application under 35 U.S.C. 154 (d) (4).
21. ☐ A second copy of the English language translation of the international of the international application under 35 U.S.C. 154 (d) (4).
22. ☒ Other items or information:  
Cover Letter.  
Cover Letter Regarding Change of Address of Fourth Inventor.  
Cover Letter Regarding Nationality of Sixth Inventor.

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)		INTERNATIONAL APPLICATION NO.		ATTORNEY'S DOCKET NUMBER	
10/574,230		PCT/EP2005/051898		P29300	
23 <input type="checkbox"/> The following fees are submitted: Basic national fee.....300.00				CALCULATIONS	PTO USE ONLY
				\$ 0.00	
24 <input type="checkbox"/> Examination Fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33 (1)-(4).....0.00 All other situations.....200.00				\$ 0.00	
25 <input type="checkbox"/> Search fee Search fee (37 CFR 1.445(a) (2)) has been paid on the international application to the USPTO as an International Searching Authority.....0.00 International Search Report prepared and provided to the Office.....400.00 All other situations.....500.00				\$ 0.00	
TOTAL 23, 24 and 25 =				\$ 0.00	
<input type="checkbox"/> Additional Fee for Specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
-100=	/50 =		x \$250.00	\$ 0.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).				\$ 130.00	
Claims	Number Filed	Number Extra	Rate		
Total Claims	30 - 30 =	0	x \$50.00	\$ 0.00	
Independent Claims	3 - 3 =	0	x \$200.00	\$ 0.00	
Multiple Dependent Claim(s) (if applicable)			+ \$360.00	\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 130.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$ 0.00	
SUBTOTAL =				\$ 130.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492 (i)).				\$ 0.00	
Extension of Time fee in the amount of \$				\$ 0.00	
TOTAL NATIONAL FEE =				\$ 130.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$ 0.00	
TOTAL FEES ENCLOSED =				\$ 130.00	
				Amount to be refunded	\$
				Charged	\$
a. <input checked="" type="checkbox"/> A check in the amount of \$130.00 to cover the above fees is included. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. c. <input checked="" type="checkbox"/> The U.S. Patent and Trademark Office is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 19-0089. d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. <b>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</b>					
SEND ALL CORRESPONDENCE TO CUSTOMER NO. 07055 AT THE PRESENT ADDRESS OF:				SIGNATURE	
Neil F. Greenblum GREENBLUM & BERNSTEIN, P.L.C. 1950 Roland Clark Place Reston, VA 20191 (703) 716-1191				Heribert F. Muensterer Reg. No. 50,417	
				NAME	
				28,394	
				REGISTRATION NUMBER	

09/06/2006 MKAYPAGH 00000093 10574230

01 FC:1617

130.00 DP



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ulrike SCHULZ et al.

**Mail Stop PCT**

Appl. No. : 10/574,230 (National Stage of PCT/EP2005/051898)

I. A. Filed : April 27, 2005

For : TRANSPARENT COSMETIC MICROEMULSION-BASED FORMULATION  
CONTAINING AN ALPHA-HYDROXYCARBOXYLIC ACID

**COVER LETTER**

**Mail Stop PCT**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop PCT  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

In order to comply with the requirements for the submission of an executed Declaration in the above-identified application, and prior to receipt of the Notification which should set a time limit for submission of materials, and further to the filing of the above-identified application and the filing fee on March 31, 2006, Applicant hereby submits:

- Transmittal Letter to the United States Designated/Elected Office Concerning a Filing Under 35 U.S.C. 371;
- seven partially executed Declaration and Power of Attorney;
- a Cover Letter Regarding Change of Address of Fourth Inventor;
- a Cover Letter Regarding Nationality of Sixth Inventor; and
- a check in the amount of \$130.00 to cover the surcharge for late filing of the Declaration.

The U.S. Patent and Trademark Office is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 19-0089.

Should the Examiner have any questions, the Examiner is invited to contact the undersigned at the below-listed number.

Respectfully submitted,  
Ulrike SCHULZ et al.



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Neil F. Greenblum  
Reg. No. 28,394

August 31, 2006  
GREENBLUM & BERNSTEIN, P.L.C.  
1950 Roland Clarke Place  
Reston, VA 20191  
(703) 716-1191

Heribert F. Muensterer  
Reg. No. 50,417

P29300.A02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ulrike SCHULZ et al.

Group Art Unit: unknown

Serial No. : 10/574,230 (U.S. National Stage of PCT/EP2005/051898)

Examiner: unknown

Filed : I.A. filed April 27, 2005

For : TRANSPARENT COSMETIC MICROEMULSION-BASED FORMULATION  
CONTAINING AN ALPHA-HYDROXYCARBOXYLIC ACID

**COVER LETTER REGARDING CHANGE OF ADDRESS OF FOURTH INVENTOR**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop \_\_\_\_\_  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

It is respectfully submitted that the address of the fourth inventor in the above-referenced National Stage application, Claudia Rhode, has changed to Bendloh 9, 25499 Tangstedt, Germany. The executed partial Declaration submitted herewith recites the new address of the fourth inventor.

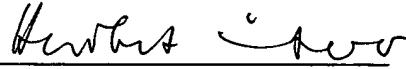
It is respectfully requested to make the new address of the fourth inventor of record in the present application.

While it is believed that no fee is required, the Patent and Trademark Office is hereby authorized to charge any fees that are deemed to be necessary for making the above-identified change of address of record or any other fees that may be deemed necessary to preserve the pendency of this application, including any Extension of Time fees, to Deposit Account No. 19-0089.

P29300.A02

Should the Examiner have any questions, the Examiner is invited to contact the undersigned at the below listed number.

Respectfully submitted,  
Ulrike SCHULZ et al.



Neil F. Greenblum  
Reg. No. 28,394

August 30, 2006  
GREENBLUM & BERNSTEIN, P.L.C.  
1950 Roland Clarke Place  
Reston, VA 20191  
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Heribert F. Muensterer  
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P29300.A01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ulrike SCHULZ et al.

Group Art Unit: unknown

Serial No. : 10/574,230 (U.S. National Stage of PCT/EP2005/051898)

Examiner: unknown

Filed : I.A. filed April 27, 2005

For : TRANSPARENT COSMETIC MICROEMULSION-BASED FORMULATION  
CONTAINING AN ALPHA-HYDROXYCARBOXYLIC ACID

**COVER LETTER REGARDING NATIONALITY OF SIXTH INVENTOR**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop \_\_\_\_\_  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

It is respectfully submitted that the nationality of the sixth inventor in the above-referenced National Stage application, Linda ENGFELDT, is Sweden, not Germany. The executed partial Declaration submitted herewith recites the correct nationality of the sixth inventor.

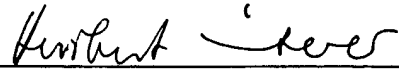
It is respectfully requested to make the correct nationality of the sixth inventor of record in the present application.

While it is believed that no fee is required, the Patent and Trademark Office is hereby authorized to charge any fees that are deemed to be necessary for making the above-identified change of nationality of record or any other fees that may be deemed necessary to preserve the pendency of this application, including any Extension of Time fees, to Deposit Account No. 19-0089.

P29300.A01

Should the Examiner have any questions, the Examiner is invited to contact the undersigned at the below listed number.

Respectfully submitted,  
Ulrike SCHULZ et al.



Neil F. Greenblum  
Reg. No. 28,394

August 30, 2006  
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